IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH.

Crl. Misc. No. 81447-M of 2006

DATE OF DECISION : 19.02.2007

Amar Singh

.... PETITIONER

Versus

State of Punjab

..... RESPONDENT

CORAM :- HON'BLE MR. JUSTICE SATISH KUMAR MITTAL

Present: Mr. K.S. Dhaliwal, Advocate,
for the petitioner.

Mr. N.S. Gill, AAG, Punjab.

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Petitioner Amar Singh has filed this petition under Section 439 of the Code of Criminal Procedure for the grant of regular bail in case FIR No. 83 dated 14.4.2005 under Section 15/61/85 of the NDPS Act, registered at Police Station Sultanpur Lodhi, District Kapurthala.

I have heard the arguments of learned counsel for the parties and gone through the contents of the FIR as well as the order dated 28.9.2006, passed by Judge, Special Court, Kapurthala, whereby bail application of the petitioner has been dismissed.

Though the petitioner was not arrested at the spot, but his name has been specifically mentioned in the FIR, to have run away from the spot. Bail application of Gurmukh Singh, co-accused, who is similarly situated, has already been dismissed by this court.

Counsel for the respondent-State, on instructions from HC Manjit Singh, states that the petitioner was earlier involved in another case i.e. case FIR No. 118 dated 30.5.2003 under the NDPS Act and when he

was on parole in that case, this offence was committed by him. In view of this, I do not find any ground to grant the concession of regular bail to the petitioner at this stage.

Dismissed at this stage.

February 19, 2007 **(SATISH KUMAR MITTAL)**
ndj **JUDGE**